THE HONOUABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 13728 of 2007

Date:10-07-2007

Between:

B.Ravinder .. **PETITIONER**

AND

The State of A.P. rep. By its Secretary, Hyderabad and four others .. **RESPONDENTS**

ORDER:

The petitioner seeks a writ of mandamus to declare the action of the respondents in interfering with the civil disputes and harassing the petitioner by calling him to the police station without registering any crime, as illegal and arbitrary.

It is the case of the petitioner that the Station House Officer, BDL Police Station, BDL, Banur, Medak District/5th respondent based on a complaint given by Smt.S.Padma who is the mother's sister of the petitioner with regard to the land negotiation, the 5th respondent has been sending the constables to the petitioner and making him to sit in the police station without registering any crime against him. It is further stated that the 5th respondent is forcing him to sign the stamp papers to pay an amount of Rs.30 lakhs to his aunt Smt.S. Padma. With regard to the illegal action on the part of the 5th respondent at the instance of the de facto complainant S.Padma, the petitioner made a representation before the Superintendent of Police, Medak on 228.06.2007 to enquire into the matter and to do justice.

I am of the opinion that if the petitioner commits any cognizable offence, it is always open for the concerned police to register the case and investigate the same. But, without registering any case based on any complaint, the police cannot interfere with the civil disputes. Whether there is any such interference or not is a matter to be enquired into by the Superintendent of Police/4th respondent pursuant to the representation, dated 28.06.2007 of the petitioner.

Having regard to the facts and circumstances of the case, the 4th respondent is directed to consider and dispose of the

representation, dated 28.06.2007 of the petitioner in accordance with law.

Accordingly, the writ petition is disposed of. No costs.

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V.ESWARAIAH, J.

Date:10.07.2007
ccm